



SA.No.254 of 2003

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 24.01.2024

CORAM:

THE HONOURABLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

SA.No.254 of 2003

1.Seshammal
2.Balakrishnan
3.Ashok
4.Sreenivasan
5.Suresh (died)
6.Shanthi
7.Govindammal
8.Jaya
9.Minor Seetharaman
10.Minor Jeyaprakash
(The minor appellants represented through
their mother and guardian 8th petitioner)
(A8 to A10 are brought on record
as LR's of the deceased 5th appellant vide
Court order, dated 06.10.2020 made in
MP(MD).No.1 of 2013)

Appellants

-VS-

1.Ramachandra Naidu(died)
2.Govindaraj
3.Ranganayaki Ammal
4.Govindan
5.Arjunan
6.Krishnaveni
7.Padmavathi
8.Kannan



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9.Veni

10.Govindammal

11.Seenivasan

(R7 to R11 are brought on record
as LR's of the deceased 1st respondent vide
order of Court, dated 15.10.2008
made in MP(MD).No.3 of 2008)

.. Respondents

PRAYER: The Second Appeal is filed under Section 100 C.P.C against the Judgment and decree made in A.S.No.64 of 2002, dated 11.10.2002 on the file of the II Additional Subordinate Court, Thirunelveli and reversing the Judgment and decree of the II Additional District Munsiff Court, Thirunelveli made in O.S.No.44 of 1996, dated 09.07.2001.

For Appellants : No appearance

For respondents : No appearance

JUDGMENT

This matter was earlier listed on 09.01.2024 as there was no representation for the appellants and hence, the same was directed to be listed on 11.01.2024 under the caption "for dismissal". When the matter was listed under the caption for dismissal on 11.01.2024 once again there was no representation for the appellants. However, in order to afford an



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one more opportunity, finally the matter was directed to be listed on 22.01.2024 under the same caption. Even on 22.01.2024, there was no representation for the appellants. Finally, the matter is listed today under the caption for dismissal. In spite of the same, there is no representation for the appellants either in the pre-lunch session or post-lunch session. As is seen from the records that this Second Appeal is dismissed as against the appellants 7 to 11 as early as on 09.07.2018. In the circumstances, this Court is left with no other option except to dismiss this appeal for non-prosecution.

2. Accordingly, the Second Appeal is dismissed for non-prosecution. No costs.

24.01.2024

Internet : Yes / No
Index : Yes / No
trp

To

1. II Additional Subordinate Court, Thirunelveli.
2. II Additional District Munsiff Court, Thirunelveli



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